

Amendment No. 2 to SB1609

Johnson  
Signature of Sponsor

**AMEND Senate Bill No. 1609\***

**House Bill No. 2045**

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 56, Chapter 7, Part 23, is amended by adding the following as a new section:

**56-7-2369.**

(a) For purposes of this section, "durable medical equipment" means equipment that:

- (1) Is primarily and customarily used to serve a medical purpose; and
- (2) Generally is not useful to a person in the absence of illness or injury.

(b) Notwithstanding § 71-5-145(a), if a managed health insurance issuer contracting with the bureau of TennCare intends to enter into a single source contract for the provision of durable medical equipment, then the issuer shall first utilize a competitive bidding process that is open to any legal entity qualified to enter into the contract in order to obtain the lowest bid price.

SECTION 2. This act shall take effect July 1, 2018, the public welfare requiring it, and shall apply to contracts entered into or renewed on or after July 1, 2018.